

JAN 30 2006

Our Docket No.: 007679.P005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|--|---|
| In re Application of: Alles Application No.: 10/717,053 Filed: 11/18/03 For: Installation of a Retrofit HVAC Zone Climate Control System | Examiner: Not Yet Assigned Art Group: 3726 |
|--|---|

ASSOCIATE POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

I, the undersigned, given Power of Attorney in the above-identified application, hereby
appoint:

RICHARD C. CALDERWOOD, Registration No. 35,468

BLAKELY SOKOLOFF TAYLOR & ZAFMAN, LLP
12400 Wilshire Boulevard, Seventh Floor
Los Angeles, CA 90025
Telephone No.: (503) 439-8778

as an associate attorney to prosecute said application, and to transact all business in the United
States Patent and Trademark Office connected therewith.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: _____

1/30/06



Gregory D. Caldwell
Reg. No. 39,926

12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
(503) 439-8778

BEST AVAILABLE COPY

007679.P005

2

Application No.: 10/717,053

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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CENTRAL FAX CENTER**FACSIMILE COVER SHEET**

JAN 30 2006

Deliver to: John C. Hong, USPTO Art Group: 3726
 Facsimile No.: (571) 273-8300 Date: January 30, 2006
 From: Gregory D. Caldwell, Reg. No. 39,926
 Our Docket No.: 7679P005 Number of pages 6 including this sheet.
 Application No.: 10/717,053 Filing Date: 11/18/2003
 Docket Due Date(s): 12/21/2005

Enclosed are the following documents:

- | | |
|---|---|
| <input type="checkbox"/> Amendment: _____ (_____ pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (_____ pgs) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application: _____ | <input type="checkbox"/> Petition for: _____ |
| (_____ pgs) w/cover & abstract | <input type="checkbox"/> Request for Continued Examination (RCE) |
| <input type="checkbox"/> Assignment & Cover Sheet (_____ pgs) | <input type="checkbox"/> Reply Brief (_____ pgs) |
| <input checked="" type="checkbox"/> Certificate of Facsimile | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Declaration & POA (_____ pgs) | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Drawings: _____ sheets, _____ figures | <input type="checkbox"/> Response to Written Opinion (_____ pgs) |
| <input type="checkbox"/> Extension of Time: _____ | <input type="checkbox"/> Terminal Disclaimer |
| <input checked="" type="checkbox"/> Fee Transmittal (in duplicate) | <input type="checkbox"/> Transmittal of Publication Fee Due |
| <input type="checkbox"/> IDS & PTO/SB/08 (_____ pgs) | <input checked="" type="checkbox"/> Transmittal Letter |
| <input checked="" type="checkbox"/> Other - Associate Power of Attorney | |

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I hereby certify that this correspondence is being transmitted by facsimile on the date shown below to the United States Patent and Trademark Office.


 Annie G. Pearson

1/30/2006

Date

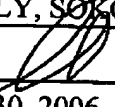
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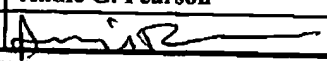
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JAN 30 2006

| | | | |
|---|---|------------------------|-------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application No. | 10/717,053 |
| | | Filing Date | November 18, 2003 |
| | | First Named Inventor | Harold Gene Alles |
| | | Art Unit | 3726 |
| | | Examiner Name | John C. Hong |
| Total Number of Pages In This Submission | 6 | Attorney Docket Number | 7679P005 |

| ENCLOSURES (check all that apply) | | |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">- Associate Power of Attorney - facsimile cover sheet</div> |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm or Individual name | Gregory D. Caldwell, Reg. No. 39,926 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP |
| Signature |  |
| Date | January 30, 2006 |

| CERTIFICATE OF MAILING/TRANSMISSION | | | |
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| I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office. | | | |
| Typed or printed name | Annie G. Pearson | | |
| Signature |  | Date | January 30, 2006 |

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 11/30/2005.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JAN 30 2006

**FEE TRANSMITTAL
for FY 2005***Patent fees are subject to annual revision.*☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | 10/717,053 |
| Filing Date | November 18, 2003 |
| First Named Inventor | Harold Gene Alles |
| Examiner Name | John C. Hong |
| Art Unit | 3726 |
| Attorney Docket No. | 7679P005 |

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.☐ Charge fee(s) indicated below, except for the filing fee
☐ Credit any overpayments**FEE CALCULATION**

| Large Entity | | Small Entity | | Fee Description | Fee Paid |
|---|----------|--------------|----------|--|----------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet. | |
| 2053 | 130 | 2053 | 130 | Non-English specification | |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month | |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month | |
| 1253 | 1,020 | 2253 | 510 | Extension for reply within third month | |
| 1254 | 1,590 | 2254 | 795 | Extension for reply within fourth month | |
| 1255 | 2,160 | 2255 | 1,080 | Extension for reply within fifth month | |
| 1401 | 500 | 2401 | 250 | Notice of Appeal | |
| 1402 | 500 | 2402 | 250 | Filing a brief in support of an appeal | |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing | |
| 1451 | 1,510 | 2451 | 1,510 | Petition to institute a public use proceeding | |
| 1460 | 130 | 2460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 1809 | 790 | 1809 | 395 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| Other fee (specify) <u>Associate Power of Attorney/no fee</u> | | | | | 0.00 |
| SUBTOTAL (2) | | | | | 0.00 |

SUBMITTED BY

Name (Print/Type)

Gregory D. Caldwell

Registration No.
(Attorney/Agent)

39,926

Complete (if applicable)

Telephone

(503) 439-8778

Signature

Date

01/30/06

Based on PTO/8B/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wr) 12/15/2004.
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